

## CCRB INVESTIGATIVE RECOMMENDATION

Investigator: Patrick Harrison	Team: Team # 2	CCRB Case #: 201109950	<input checked="" type="checkbox"/> Force	<input checked="" type="checkbox"/> Discourt.	<input type="checkbox"/> U.S.
			<input type="checkbox"/> Abuse	<input type="checkbox"/> O.L.	<input type="checkbox"/> Injury
Incident Date(s) Wednesday, 07/27/2011 5:13 PM	Location of Incident: § 87(2)(b)	Precinct: 34	18 Mo. SOL 1/27/2013	EO SOL 1/27/2013	
Date/Time CV Reported Wed, 07/27/2011 5:19 PM	CV Reported At: IAB	How CV Reported: Phone	Date/Time Received at CCRB Tue, 08/02/2011 10:13 AM		

Complainant/Victim	Type	Home Address
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)
§ 87(2)(b)	§ 87(2)(b)	§ 87(2)(b)

Subject Officer(s)	Shield	TaxID	Command
1. SGT Neil Zuber	04696	931483	034 PCT
2. An officer			

Officer(s)	Allegation	Investigator Recommendation
A. An officer	Discourtesy: An officer spoke obscenely and rudely to an individual.	§ 87(2)(b)
B.SGT Neil Zuber	Discourtesy: Sgt. Neil Zuber spoke obscenely and rudely to § 87(2)(b)	§ 87(2)(b)
C.SGT Neil Zuber	Force: Sgt. Neil Zuber used physical force against § 87(2)(b)	§ 87(2)(b)

### Case Summary

On July 27, 2011, at 5:19 p.m., § 87(2)(b) called the IAB Command Center to file this complaint, IAB log 11-34300. On August 2, 2011, this complaint was transferred to the CCRB. On July 27, 2011, at 5:13 p.m., Ramon Almonte (identified by investigation) was arrested by officers at § 87(2)(b) § 87(2)(b) in Manhattan. § 87(2)(b) and a crowd of unidentified individuals watched the arrest from across the street in front of § 87(2)(b) § 87(2)(b). An officer told a female in the crowd to get the “fuck” out (**Allegation A**). Sgt. Neil Zuber (identified by shield number) told § 87(2)(b) to get the “fuck” inside the building at § 87(2)(b) § 87(2)(b) (**Allegation B**). Sgt. Zuber then pushed § 87(2)(b) into the building (**Allegation C**). § 87(2)(b) § 87(2)(b) told Sgt. Zuber that his officers were escalating the situation by cursing at civilians and that he had family who were retired Members of Service. Sgt. Zuber told § 87(2)(b) that he did not give a “fuck” and that § 87(2)(b) should mind his own “fucking” business (**subsumed under Allegation B**). § 87(2)(b) was not arrested or summonsed and received no injuries.

On August 8, 2011, § 87(2)(b) gave a telephone statement regarding this incident. § 87(2)(b) § 87(2)(b) stated that he was not filing this complaint on § 87(2)(b) behalf. § 87(2)(b) § 87(2)(b) could not identify either the subject officer or victim of **Allegation A**. § 87(2)(g) § 87(2)(g) declined mediation and stated that he needed a few days to consider whether to initiate an investigation or withdraw his complaint. On August 12, 2011, a call was made to § 87(2)(b) § 87(2)(b) withdrew his complaint, stating that, though he did not condone the officers’ conduct, he believed the officers may simply have gotten carried away by events. § 87(2)(b) affirmed that he withdrew his complaint of his own free will and that no member of the CCRB or NYPD had coerced him to do so. Team Manager Denis McCormick reviewed the withdrawal recording and confirmed that it adhered to agency standards. § 87(2)(g) § 87(2)(g)

Team: \_\_\_\_\_

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Investigator: \_\_\_\_\_  
Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_

Supervisor: \_\_\_\_\_  
Title/Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_

Reviewer: \_\_\_\_\_  
Title/Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_

Reviewer: \_\_\_\_\_  
Title/Signature \_\_\_\_\_ Print \_\_\_\_\_ Date \_\_\_\_\_

